

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

FIRST SESSION

**LEGISLATIVE BILL 446**

FINAL READING

Introduced by Fulton, 29.

Read first time January 20, 2009

Committee: Health and Human Services

A BILL

1 FOR AN ACT relating to the Engineers and Architects Regulation Act;  
2 to amend sections 81-3401 and 81-3432, Reissue Revised  
3 Statutes of Nebraska; to provide for a loan repayment  
4 program for graduates; to define a term; to eliminate  
5 obsolete language; to harmonize provisions; and to repeal  
6 the original sections.

7 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 81-3401, Reissue Revised Statutes of  
2 Nebraska, is amended to read:

3           81-3401 Sections 81-3401 to 81-3455 and section 3 of this  
4 act shall be known and may be cited as the Engineers and Architects  
5 Regulation Act.

6           Sec. 2. Section 81-3432, Reissue Revised Statutes of  
7 Nebraska, is amended to read:

8           81-3432 The Engineers and Architects Regulation Fund is  
9 created. The secretary of the board shall receive and account  
10 for all money derived from the operation of the Engineers  
11 and Architects Regulation Act and shall remit the money to  
12 the State Treasurer for credit to the Engineers and Architects  
13 Regulation Fund. All expenses certified by the board as properly  
14 and necessarily incurred in the discharge of duties, including  
15 compensation and administrative staff, and any expense incident to  
16 the administration of the act relating to other states shall be  
17 paid out of the fund. Loan repayments payable pursuant to section 3  
18 of this act shall be paid out of the fund. Warrants for the payment  
19 of expenses shall be issued by the Director of Administrative  
20 Services and paid by the State Treasurer upon presentation of  
21 vouchers regularly drawn by the chairperson and secretary of the  
22 board and approved by the board. At no time shall the total amount  
23 of warrants exceed the total amount of the fees collected under  
24 the act and to the credit of the fund. Any money in the fund  
25 available for investment shall be invested by the state investment

1 officer pursuant to the Nebraska Capital Expansion Act and the  
2 Nebraska State Funds Investment Act. ~~Any money in the Professional  
3 Engineering and Architectural Examiners' Fund on January 1, 1998,  
4 shall be transferred to the Engineers and Architects Regulation  
5 Fund.~~

6           Sec. 3. (1) The board may repay qualified educational  
7 debt owed by an eligible graduate. Such repayment shall be made  
8 from the Engineers and Architects Regulation Fund. To be eligible  
9 for loan repayment, a recipient shall be a graduate of (a) a  
10 National Architectural Accrediting Board-accredited architecture  
11 program in Nebraska or (b) an ABET-accredited engineering program  
12 in Nebraska and shall have obtained qualified educational debt.

13           (2) For purposes of this section, qualified educational  
14 debt means government and commercial loans obtained by a student  
15 for postsecondary education tuition, other educational expenses,  
16 and reasonable living expenses, as determined by the board.

17           (3) The board may adopt and promulgate rules and  
18 regulations governing any loan repayment under this section.

19           Sec. 4. Original sections 81-3401 and 81-3432, Reissue  
20 Revised Statutes of Nebraska, are repealed.